

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ROCKY JOE GIBBS,

Petitioner,

v.

THE UNITED STATES OF AMERICA,

Respondent.

Case No. 2:24-cv-01236-JHC

ORDER

Before the Court is Respondent's Motion to Dismiss. Dkt. # 6. The Court has reviewed the motion, the rest of the file, and the governing law. Being fully advised, the Court rules as follows:

First, Petitioner failed to oppose the motion. The Court considers this failure as "an admission that the motion has merit." LCR 7(b)(2).

Second, for the reasons argued by Respondent, Dkt. # 6, the Court agrees that Petitioner lacks Article III standing, and that the Court lacks subject matter jurisdiction.

1 Given the foregoing, the Court DISMISSES this matter without prejudice.

2 Dated this 15th day of November, 2024.

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5 JOHN H. CHUN  
6 United States District Judge  
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